

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**IN RE: EAST PALESTINE TRAIN DERAILMENT**

CASE NO. 4:23-CV-00242-BYP  
JUDGE BENITA Y. PEARSON

**MOTION FOR PRELIMINARY APPROVAL OF  
SETTLEMENT, APPOINTMENT OF LEAD CLASS COUNSEL,  
AND APPROVAL OF NOTICE**

Now come Plaintiffs and move this Honorable Court for preliminary approval of the Settlement Agreement between Plaintiffs and Defendants Norfolk Southern Corporation and Norfolk Southern Railway Company (collectively, “Norfolk Southern,” and together with Plaintiffs, the “Parties”), which is attached hereto as Exhibit A, Appointment of Lead Class Counsel, and Approval of Notice for the reasons set forth in the attached Memorandum in Support. Norfolk Southern consents to the relief requested.

Dated: April 26, 2024

Respectfully submitted,

/s/ M. Elizabeth Graham

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**CERTIFICATE OF SERVICE**

I hereby certify that on April 26, 2024 a copy of the foregoing was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. Parties may access this filing through the Court's system.

/s/ M. Elizabeth Graham

M. Elizabeth Graham  
Grant & Eisenhofer P.A.